

Irrevocable Petition for Public Improvements

M - 224195-9

Date: 1-28, 1997

PETITIONER(S): Catherine E. Holdorf

Petitioner is the owner of the following described real property:

See Attached Legal Description

Petitioner hereby irrevocably petitions the City of Corvallis to initiate the following local improvements in accordance with the standard specifications of the City:

Street improvements along the full property frontage on SW 71st Street and SW Country Club Drive to City standards, including paving, curb, gutter, drainage and sidewalks.

This petition is presented to the City so that Petitioner's property may be developed and receive municipal services from the City which will directly benefit Petitioner's property.

It is understood by Petitioner that:

1. The cost of the improvements shall be borne by the benefitted property in accordance with state law, the Charter of the City of Corvallis and its ordinances and policies.
2. The City in its sole discretion may initiate the construction of all or part of the local improvements requested or may join all or part of Petitioner's property with other property when creating a local improvement district.
3. Petitioner and Petitioner's heirs, assigns and successors in interest in the property shall be bound by this irrevocable petition which will run with the property and will be recorded by the Petitioner in the deed records of Benton County.
4. Petitioner declares that the public improvements herein sought will directly benefit the described property.
5. Petitioner shall not challenge the formation of a local improvement district and assessment of Petitioner's property by City and in any proceedings therein will acknowledge this petition if requested to do so by City.
6. If the City is required to file an action in any court of competent jurisdiction to enforce the language in this petition or to prohibit the violation of any of the covenants contained herein, the prevailing party shall be entitled to recover reasonable attorney fees and costs and disbursements of litigation at trial or on appeal.
7. In construing this petition singular words include the plural.

PETITIONER(S)

Catherine E. Holdorf

return to

Catherine E. Holdorf  
38433 Plowshares Rd  
Corvallis, OR 97330

STATE OF OREGON )  
 ) ss.  
County of Benton )

Before me appeared the above named Catherine E. Holdorf and acknowledged the foregoing instrument to be his/her voluntary act and deed on this 28 day of January, 1997.

Before me appeared the above named \_\_\_\_\_ and acknowledged the foregoing instrument to be his/her voluntary act and deed on this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Notary Public for Oregon

My Commission Expires: 12-23-99

STATE OF OREGON )  
 ) ss.  
County of Benton )



Before me appeared \_\_\_\_\_ and \_\_\_\_\_, who being sworn that they are the president and secretary, respectively, of the Corporation, and that the seal affixed hereto is its seal, and that this instrument was voluntarily signed and sealed in behalf of the Corporation by authority of its Board of Directors on this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

Notary Public for Oregon

My Commission Expires: \_\_\_\_\_

Approved As To Form

[Signature]  
City Attorney

STATE OF OREGON } ss. 215983  
County of Benton }

I hereby certify that the within instrument  
was received for record.

'97 JUN 28 PM 1 23

AND  
ASSIGNED No 224195 1997

In the microfilm records of said county

Witness My Hand and Seal of County Affixed

DANIEL G. BURK

Director of Records & Elections

By

Deputy

20 -  
15 - GIS

BEGINNING AT A POINT WHICH BEARS NORTH 89°57'07" EAST  
624.26 FEET AND SOUTH 0°07'34" EAST 210.04 FEET FROM  
THE NORTHWEST CORNER OF THE SILAS NEWCOMB DONATION  
LAND CLAIM NO. 50; THENCE NORTH 89°55'01" EAST 217.95  
FEET TO THE WESTERLY RIGHT OF WAY OF SW 71st  
STREET; THENCE NORTH 0°03'24" WEST ALONG SAID RIGHT  
OF WAY TO THE SOUTHERLY RIGHT OF SW COUNTRY  
CLUB DRIVE; THENCE SOUTH 89°57'07" WEST 218.18 FEET  
ALONG SAID SOUTHERLY RIGHT OF WAY; THENCE SOUTH  
0°07'34" EAST 190.04 FEET TO THE POINT OF BEGINNING.

CONTAINING 0.951 ACRES OF LAND MORE OR LESS.